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OFFICE OF PETITIONS

In re Application of	:	
Paul A. Doran	:	
Application No. 10/766,310	:	
Filed: January 27, 2004	:	
Attorney Docket No. DORAN-2 CIP	:	DECISION ON PETITION
Title: TAPERED COUPLER FOR	:	UNDER 37 C.F.R. §1.182
COUPLING A MOTOR TO A HOIST	:	
MACHINE	:	

This is a decision on the "Request to Correct Spelling of Inventor's Name," filed October 17, 2006, to correct the spelling of the name of the sole inventor. This submission is properly treated as a petition pursuant to 37 C.F.R. §1.182.

Petitioner has set forth that the middle initial of the sole inventor was erroneously given as "A," when it should have been listed as "J."

Petition fee requirement

The fee for filing a petition pursuant to Rule §1.182 is \$400, with no reduction for small entity status. Petitioner has set forth "as this is a typographical error, no petition is required," but this statement is inaccurate. *Petitioner's request can be granted only via the filing of a petition pursuant to Rule §1.182, which requires the submission of the appropriate fee.*

The payment of the required petition fee is a prerequisite to the filing of a petition under this section of the C.F.R. Therefore, consideration of the merits of the petition before receipt of the filing fee would be premature.

As the present submission is incomplete, this petition must be **DISMISSED**.

Moreover, the petition fee cannot be waived, as petition fees are jurisdictional. The last sentence of 37 C.F.R. §1.182 specifically sets forth "any petition seeking a decision under this section must be accompanied by the petition fee set forth in § 1.17(f)."

Any reply must be submitted within **TWO MONTHS** from the mail date of this decision. Extensions of time under 37 C.F.R. §1.136(a) are permitted. The reply should include a cover letter entitled "Renewed Petition Under 37 C.F.R. 1.182." This is not a final agency action within the meaning of 5 U.S.C 704.

The renewed petition should indicate in a prominent manner that the attorney handling this matter is Paul Shanowski, and may be submitted by mail¹, hand-delivery², or facsimile³.

If responding by mail, Petitioner is advised not to place the undersigned's name on the envelope. Only the information that appears in the footnote should be included - adding anything else to the address will delay the delivery of the response to the undersigned.

Telephone inquiries regarding *this decision* should be directed to the undersigned at (571) 272-3225⁴. All other inquiries concerning examination procedures or status of the application should be directed to the Technology Center.



Paul Shanowski
Senior Attorney
Office of Petitions
United States Patent and Trademark Office

1 Mail Stop Petition, Commissioner for Patents, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA; 22313-1450.

2 Customer Window, Randolph Building, 401 Dulany Street, Alexandria, VA, 22314.

3 (571) 273-8300- please note this is a central facsimile number.

4 Petitioner will note that all practice before the Office should be in writing, and the action of the Office will be based exclusively on the written record in the Office. See 37 C.F.R. §1.2. As such, Petitioner is reminded that no telephone discussion may be controlling or considered authority for any further action(s) of Petitioner.